



राजपत्र, हिमाचल प्रदेश (असाधारण)

हिमाचल प्रदेश राज्यशासन द्वारा प्रकाशित

शिमला, सोमवार, 4 नवम्बर, 1974/13 कार्तिक, 1896

GOVERNMENT OF HIMACHAL PRADESH

FOOD AND SUPPLIES DEPARTMENT

ORDERS

Simla-2, the 4th November, 1974

No. 11-11/73 (F&S).—In exercise of the powers conferred by section 3 of the Essential Commodities Act, 1955 (Central Act 10 of 1955) read with Government of India, Ministry of Agriculture (Department of Food) Order No. GSR-316 (E), dated 20th June, 1972 and with prior concurrence of the Central Government the Governor of Himachal Pradesh is pleased to make the following Order namely:—

1. Short title, extent and commencement.—(i) This Order may be called H.P. Rice Procurement Price Control Order, 1974;

(ii) it extends to the whole of the State of Himachal Pradesh;

(iii) it shall come into force atonce.

2. Definitions.—In this Order unless the context otherwise requires—

(a) “Dealer” means a person engaged in the business of purchase, sale or storage for sale of rice in quantity of four quintals or more in any one transaction and in relation to a Rice Mill includes the owner thereof;

(b) “Director” means the Director of Food and Supplies, Himachal Pradesh;

- (c) "Inspector" means the District Magistrate, "Director, Deputy Director, Food & Supplies, District Food & Supplies Controller, District Food & Supplies Officer, Assistant Food & Supplies Officer, District Inspector, Inspector or Sub-Inspector, Food & Supplies".
- (d) "Owner" in relation to a Rice Mill means the person who or the authority which has the ultimate control over the affairs of the Rice Mill and where the said affairs are entrusted to a Manager, Managing Director or Managing Agent, such Manager, Managing Director or Managing Agent shall be deemed to be the owner of the Rice Mill;
- (e) "Procurement Price" means the price at which the Government shall procure rice from the Dealer;
- (f) "Rice Mill" means the plant and machinery with which and the premises including the precincts thereof, in which or in any part of which, Rice Milling Operation is carried on;
- (g) "Schedule" means the Schedule to this Order.

3. Procurement price.—The prices at which raw and boiled rice of the varieties specified in column 1 of the schedule shall be procured from any Dealer by the State Government shall not exceed the prices specified in column 2 thereof with respect of each variety.

2. For purposes of sub-clause (1)—

- (a) The prices specified in the Schedule are for net weight of rice and inclusive of cost of gunny bags, market fee and all other charges and taxes;
- (b) the prices specified are for fair average quality conforming to the specifications prescribed in Appendices I to IV to this order, applicable to the respective variety of rice, and shall be for grains packed in sound new B-Twill gunny bags. For naked grains the prices shall be Rs. 4.50 Paise per quintal less than the respective prices specified in column 2 of the Schedule. For rice below the fair average quality, the prices shall be determined by reducing the prices specified in column 2 of the Schedule by the amounts of cuts indicated in the relevant specifications prescribed in the Appendices to this Order applicable to the respective variety of rice.

Explanation.—Rice shall be deemed to be of fair average quality if it is adequately polished, in sound merchantable condition, sweet, dry clean, wholesome, of good food value and free from mould, weevils, smell, discolouration, admixture of deleterious substances and all impurities except to the extent indicated in the relevant Appendices to this Order.

4. Powers to call for information.—The Inspector may with a view to securing compliance with the provisions of this Order, or to satisfying himself that any such provision is complied with—

- (a) require an Order in writing any Dealer to furnish within such period and at such intervals as may be specified in such Order such information: returns or reports and in such forms as may be required; and
- (b) prescribed the manner in which accounts of stocks as well as purchases or other transactions of rice shall be kept.

5. Powers of entry, search seizure etc.—(1) For the more effective enforcement of the provisions of this Order, an inspector may, with such assistance, if any, as he thinks fit—

- (a) require the owner, occupier or any other person incharge of any place, premises, vehicle or vessel in he has reasons to believe, that any contravention of the provisions of this Order has been, is being or is about to committed, to produce any books, accounts or other documents showing transactions relating to such contravention;
- (b) enter, inspect or break open and search any place or premises, vehicles or vessels in which he has reasons to believe that any contravention of the provisions of this, Orders, has been, is being or is about to be committed;
- (c) take or cause to be taken extracts from or copies of any documents showing transactions relating to such contravention which are produced before him;
- (d) search, seize and remove stocks of rice and the animals, vehicles, vessels or other conveyances used in carrying the rice in contravention of the provisions of this Order and thereafter take or authorise the taking of all measures necessary for securing the production of stocks of rice and the animals, vehicles, vessels or other conveyances so seized in a Court and for their safe custody pending such production.

(2) The provisions of section 100 of the Code of Criminal Procedure, 1973 relating to search and seizure shall so far as may be applied to searches and seizures under this clause:

Provided that in exercising the powers of entry and search under this clause, due regard shall be paid by the Inspector to the social and religious customs of the occupants of the premises so entered and searched.

6. Power to exempt.—This State Government may exempt any class of persons from all or any of the provisions of this Order and may lay down the terms and conditions, if any, of such exemptions.

7. Power of State Government.—In this Order any power exercisable by any authority subordinate to the State Government may also be exercised by the State Government.

SCHEDULE

(See Clause 3)

Variety	Price per quintal
	Rs.
1. <i>Bold Group</i>	
(a) Begmi/Sela Joshi/IR-8, Jaya (raw and boiled)	117.00
(b) Cheena and Taichung (raw and boiled)	114.50
2. <i>Slender Group</i>	
(a) Parmal, Hansraj, Mushkin, Ramjawan and Chauhara (raw and boiled)	129.00
(b) Basmati (raw and boiled)	138.00
(c) Basmati superior grade-I (raw and boiled)	166.50
(d) Basmati superior grade-II (raw and boiled)	163.50

SPECIFICATIONS FOR SUPERIOR AVERAGE QUALITY OF RICE

The rice shall be in sound, merchantable condition, sweet, dry, clean, wholesome of good food value, uniform in colour and size of grain and free from moulds, weevils, smell, discolouration, and admixture of deleterious substances or colouring agents and impurities except to the extent in the table below:—

Constituents of admixtures or impurities	Maximum permissible tolerance limit % for slender group varieties	Maximum permissible limit % for bold group varieties	Remarks
1	2	3	4
1. <i>Broken</i>			
Raw			
Over 1/4th to below 3/4th	10.0	12.0	Rice in which any of the admixtures or impurities specified in column 1 exceed the maximum tolerance limit as specified in columns 2 and 3 for respective group, shall not be deemed to be superior average quality rice of that particular group.
1/8th to 1/4th	Nil	Nil	
	10.0	12.0	
Boiled 1/4th to below 3/4th	8.0	8.0	
1/8th to 1/4th	Nil	Nil	
	8.0	8.0	
2. <i>Foreign matter</i>			
(a) Inorganic Raw	0.1	0.1	
Boiled	0.1	0.1	

1	2	3	4
(b) Organic			
Raw	0.25	0.25	
Boiled	0.10	0.10	
3. Damaged grains			
Raw	1.5	1.5	
Boiled	1.5	1.5	
4. Chalky grains Raw	3.0	3.0	
Boiled	—	—	
5. Discoloured Raw	1.0	1.0	
Boiled	2.0	2.0	
6. Red grains Raw	2.0	3.0	
Boiled	2.0	3.0	
7. Admixture of inferior varieties			
Raw	8.0	12.0	
Boiled	8.0	12.0	
8. Dehusked Raw	6.0	6.0	
Boiled	6.0	6.0	
9. Moisture Raw	14.0	14.0	
Boiled	15.0	15.0	

APPENDIX II

SPECIFICATIONS-RICE-FAIR AVERAGE QUALITY

The rice shall be in sound, merchantable condition, sweet, dry, clean, wholesome of good food value, uniform in colour and size of grain and free from moulds, weevils, smell, discolouration, admixture of deleterious substances or colouring agents and all impurities except to the extent in the table below. It shall also conform to P. F. A. Standards.

(A) SLENDER GROUP (LONG, SHORT AND MEDIUM SLENDER VARIETIES)

Constituents if Admixtures or Impurities	Tolerance limit per- cent	Rejection limit per- cent	Rate at which cuts shall be imposed for admixtures or impurities exceeding the tole- rance limits specified in col. 2
1	2	3	4
1. <i>Brakens</i>			
Raw	18.0	25.0	} T. L. to R. L. at 1/4th value. Beyond R. L. at 1/2 value.
Boiled	13.0	20.0	
2. Foreign matter	0.5	1.5	T. L. to R. L. at full value. Beyond R. L. at double value.
3. <i>Damaged grains</i>			
Raw	2.0	4.0	} T. L. to R. L. at 1/2 value. Beyond R. L. at full value.
Boiled	2.0	4.0	
4. <i>Chalky grains</i>			
Raw	4.0	8.0	} T. L. to R. L. at 1/8th value. Beyond R. L. at 1/4th value.
Boiled	—	—	
5. <i>Discoloured grains</i>			
Raw	2.0	4.0	} T. L. to R. L. at 1/4th value. Beyond R. L. at 1/2 value.
Boiled	3.0	5.0	
6. <i>Red grains</i>			
Raw	3.0	6.0	} T. L. to R. L. at 1/4th value. Beyond R. L. at 1/2 value.
Boiled	3.0	6.0	
7. <i>Admixture of lower classes</i>			
Raw	10.0	20.0	} From T. L. to 15% at 1/4th value. Above 15% to R. L. at 1/2 value. Stocks beyond rejection limit to be downgraded.
Boiled	10.0	20.0	

1	2	3	4
8. <i>Dehusked Grains</i>			
Raw	10.0	20.0	} T. L. to R. L. at 1/8th value. Beyond R. L. at 1/4th value.
Boiled	10.0	20.0	
9. <i>Moisture</i>			
Raw	14.0	16.0	} T. L. to R. L. at full value. Beyond R. L. at 1-1/2 value.
Boiled	15.0	16.0	

T. L.=Tolerance Limit
R. L.=Rejection Limit.

- Note.*—1. The definition of the above refractions and method of analysis are to be followed as given in Indian Standard “Method of Analysis in Foodgrains” Nos. IS: 4333 (Part-I)—1967 and IS: 4333 (Part-II)—1967 (Extracts enclosed).
2. The method of sampling is to be followed as given in Indian Standard “Method of sampling of Cereals and Pulses” No. IS: 2814-1964 (Extracts enclosed).
3. Specifications for Superior Basmati in force are to continue.
4. Broken less than 1/8th of the size of full kernel will be treated as organic foreign matter. The broken of the size of 1/8th to 1/4th shall not exceed 5%.
5. Inorganic foreign matter shall not exceed 0.5% in any lot. If it is more, the stocks should be cleaned and brought within the limit.

APPENDIX III

SPECIFICATIONS-RICE-FAIR AVERAGE QUALITY

The rice shall be in sound, merchantable condition, sweet, dry, clean, wholesome of good food value, uniform in colour and size of grains and free from moulds, weevils, smell, discolouration, admixtures of deleterious substances or colouring agents and all impurities except to the extent in the table below. It shall also conform to P.F.A. Standards.

(b) BOLD GROUP (LONG AND SHORT BOLD VARIETIES)

Constituents of admixture or impurities	Tolerance limit per cent	Rejection limit per cent	Rate at which cuts shall be imposed for admixture or impurities exceeding the tolerance limits specified in column 2
1	2	3	4
1. <i>Broken</i>			
Raw	25.0	35.0	} T. L. to R. L. at 1/4th value. Beyond R. L. at 1/2 value.
Boiled	17.0	25.0	
2. <i>Foreign Matter</i>	1.0	2.0	} T. L. to R. L. at full value Beyond R. L. at double value.
3. <i>Damaged grains</i>			
Raw	2.0	5.0	} T. L. to R. L. at 1/2 value. Beyond R. L. at full value.
Boiled	3.0	5.0	
4. <i>Chalky grains</i>			
Raw	8.0	12.0	} T. L. to R. L. at 1/8th value. Beyond R. L. at 1/4th value.
Boiled	—	—	
5. <i>Discoloured grains</i>			
Raw	2.0	4.0	} T. L. to R. L. at 1/4th value. Beyond R. L. at 1/2 value.
Boiled	5.0	10.0	
6. <i>Red grains</i>			
Raw	6.0	10.0	} T. L. to R. L. at 1/4th value. Beyond R. L. at 1/2 value.
Boiled	6.0	10.0	
7. <i>Admixture of lower class, i.e. short bold, long bold in</i>			
Raw	15.0	25.0	} T. L. to R. L. at 1/4th value- Stocks containing admixture of short bold in long beyond rejection limit to be down-graded.
Boiled	15.0	25.0	

1	2	3	4
8. <i>Dehusked grains</i>			
Raw	10.0	20.0	} T. L. to R. L. at 1/8th value. Beyond R. L. at 1/4th value.
Boiled	10.0	20.0	
9. <i>Moisture</i>			
Raw	14.0	16.0	} T. L. to R. L. at full value. Beyond R. L. at 1-1/2 value.
Boiled	15.0	16.0	
			T. L.=Tolerance Limit. R. L.=Rejection Limit.

- Notes.*—1. The definition of the above refractions and method of analysis are to be followed as given in Indian Standard "Method of Analysis in Foodgrains" Nos. IS: 4333 (Part I) 1967 and IS: 4333 (Part-II) 1967 (Extracts enclosed).
2. The method of sampling is to be followed as given in Indian Standard "Method of Sampling of Cereals and Pulses" No. IS: 2814-1964 (Extracts enclosed).
3. Broken less than 1/8th of the size of full kernel will be treated as organic foreign matter. The broken of the size of 1/8th to 1/4th shall not exceed 5%.
4. Inorganic foreign matter shall not exceed 1.0% in any lot of rice. If it is more, stocks are to be cleaned and brought within this limit.
5. If the red grains in Begmi Rice are beyond rejection limits, the stocks may not be rejected but the millers offering such stocks should repolish and bring the same within the rejection limits.

APPENDIX IV

SPECIFICATIONS FOR FAIR AVERAGE QUALITY PADDY OF ALL VARIETIES

The paddy shall be in sound, merchantable condition, sweet, dry, clean, wholesome of good food value, uniform in colour and size of grain and free from moulds, weevils, smell, discolouration, admixture of deleterious, substances of colouring agents and all impurities except to the extent indicated in the table below:—

Constituents of admixtures or impurities	Tolerance limit per cent	Rejection limit per cent	Rates at which cuts shall be imposed for admixtures or impurities exceeding the tolerance limits specified in Col. 2.
1	2	3	4
1. Foreign matter			
(a) Inorganic	1.0	2.0	} T. L. to R. L. at full value. Beyond R. L. at 1-1/2 value.
(b) Organic	1.0	4.0	
2. Admixture of lower grades	10.0	25.0	T. L. to R. L. at 1/4th value. Beyond R. L. at 1/2 value.
3. Damaged, weevilled, immature, shrunken, sprouted and discoloured grains.	3.0	6.0	T. L. to R. L. at full value. Beyond R. L. also at full value.
4. Moisture	15.0	22.0	<p><i>Bold</i></p> <p>Over 15% to 18% at flat rate of</p> <p>Over 18.0% to 20.0% at flat rate of</p> <p>Over 20.0% to 22.0 % at flat rate of</p> <p><i>Bold Slender</i> (Rs. per quintal)</p> <p>1.25 2.00</p> <p>2.50 4.00</p> <p>3.75 6.00</p>
T. L.=Tolerance Limit. R. L.=Rejection Limit.			

- Notes.**—1. The definitions of the above refractions and method of analysis are to be followed as given in Indian Standards "Method of Analysis in Foodgrains" Nos. IS: 4333 (Part-I)—1967 and IS: 4333 (Part-II)—1967.
2. The method of sampling is to be followed as given in Indian Standard "Method for Sampling of Cereals and Pulses" No. IS: 2814—1964.
3. In case of Tamil Nadu, excess paddy for moisture content in excess of 15.0% shall be procured instead of cuts mentioned above.

Simla-2, the 4th November, 1974

No. 11-11/73-F&S.—In exercise of the powers conferred by section 3 of the Essential Commodities Act, 1955 (Central Act 10 of 1955) read with Government of India, Ministry of Agriculture (Department of Food) Order No. GSR-316 (E), dated 20th June, 1972 and with the prior concurrence of the Central Government, the Governor of Himachal Pradesh is pleased to make the following Order namely:—

1. Short title, extent and commencement.—(i) This Order may be called the Himachal Pradesh Rice, Procurement Levy Order, 1974.

(ii) It extends to the whole of the State of Himachal Pradesh.

(iii) It shall come into force at once.

2. Definitions.—In this Order unless the context otherwise requires:

- (a) "Controlled prices" means the maximum prices fixed for the sale of Rice in the Price Control Order;
- (b) "Director" means the Director of Food and Supplies, Himachal Pradesh and includes the Deputy Director or any other officer appointed by the State Government to exercise the powers of the Director under this Order;
- (c) "Enforcement Officer" means the Director, District Food and Supplies Controller, District Food and Supplies Officer, Assistant Food Supplies Officer, District Inspector, Inspectors and Sub-Inspectors Food and Supplies and any officer of the Co-operative Department not below the rank of Sub-Inspector and includes any Police Officer not below the rank of Assistant Sub-Inspector, the District Magistrate and all Executive Magistrates within their respective jurisdictions;
- (d) "Licenced Dealer" means a person holding a valid licence under the H.P. Foodgrains Dealers Licensing Order, 1968.
- (e) "Licenced Miller" means the owner or other person incharge of a Rice Mill holding a valid licence under the Rice Milling Industry (Regulation Act, 1968);
- (f) "Rice" means any one or more varieties of a rice specified in schedule-I to this Order;
- (g) "Rice Mill" means the plant and machinery with which and the premises including the precincts thereof in which or in any part of which rice milling operation is carried out;
- (h) "State Government or Government" means the Government of Himachal Pradesh;

3. Levy on rice produced or in stock.—(1) Every Licenced Miller shall sell to the State Government or the agencies nominated by the Government at the controlled prices:—

- (a) 85% of the quantity of rice held in stock by him at the commencement of this Order, and
- (b) 85% of the total quantity of rice milled produced or manufactured by him out of his own stock of paddy in his rice mill every day beginning with the date of commencement of this Order until such time as the State Government otherwise directs.

(2) Every Licenced Dealer shall sell to the State Government or the Agencies nominated by the Government at the controlled prices.

85% of the total quantity of rice got milled by him every day out of his stock of paddy beginning with the date of commencement of this Order until such time as the State Government otherwise directs.

(3) The rice required to be sold to the State Government under sub-clauses (1) and (2) shall be delivered by the Licenced Miller or the Licenced Dealer to the Director or to such other persons as may be authorised by the Director to take delivery on his behalf.

(4) The State Government by general orders notified in the official gazette may vary the percentage of rice required to be sold to the State Government under this Order.

4. Powers of entry, search, seizure etc., etc.—(1) Any enforcement officer, with a view to securing compliance with this Order to or satisfying himself that this Order has been complied with:—

- (i) Enter with such assistance as may be necessary any rice mill or other premises where he has reason to believe that rice is produced or stocked;
- (ii) ask of any person all necessary questions;
- (iii) examine any books or documents;
- (iv) search and so far as may be necessary for that purpose detain any person or seize rice found in such person's possession in respect of which he has reason to believe that a contravention of any of the provisions of this Order has been, is being or is about to be committed and thereafter take or authorise the taking of all measures necessary for securing the production of stocks so seized in a Court and for their sale custody pending such production of stocks.

(2) The provision of sections 100 of the Code of Criminal Procedure, 1973 relating to search and seizure shall so far as may be apply to searches and seizures under this clause.

SCHEDULE—I

Varieties of Rice

1. *Bold Group:*

- (a) Begmi/Sela Joshi/IR-8, Jaya (raw and boiled).
- (b) Cheena and taichung (raw and boiled).

2. *Slender Group:*

- (a) Parmal, Hansraj, Mushkin, Ramjwan and Chauhra (raw and boiled).
- (b) Basmati (raw and boiled).
- (c) Basmati superior grade-I (raw and boiled).
- (d) Basmati superior grade-II (raw and boiled).

M. S. MUKHERJEE,
Secretary.